

S.N: 09/972,575  
Art Unit 3727  
Atty Dkt PP5.78(a)CVL

### AMENDMENTS TO THE CLAIMS

1. (currently amended) A method of opening and closing a container, said method comprising:

providing said container comprising:

a body portion having at least one wall;

a dispensing opening;

a lid movably attached to said body portion;

a panel formed in said at least one wall of said body portion;

wherein said panel is attached to said lid;

moving said container lid to an open condition position, in which product can be dispensed from said container through said dispensing opening, by applying an opening force to said lid thereto, wherein said opening force causes said panel to separate from said at least one wall, thereby forming a hole in said at least one wall;

moving said container lid to a closed position condition by applying a closing force to said lid thereto;

releasably retaining said container lid in said closed condition position by engaging at least a portion of said panel with at least a portion of said wall;

wherein said container further comprises a sheet of material covering said hole while said container is in said open condition position;

wherein, said panel includes a stationary portion and a hinge portion separated from said stationary portion by a score line;

wherein, said stationary portion is attached to said lid; and

wherein, said engaging at least a portion of said panel with at least a portion of said wall comprises engaging said hinge portion with said at least a portion of said wall.

S.N: 09/972,575  
Art Unit 3727  
Atty Dkt PP5.78(a)CVL

2. (original) The method of claim 1 wherein said lid is a flip top lid.

3. (canceled)

4. (previously presented) The method of claim 1 wherein said sheet of material is a sheet of fluid impervious material.

Claims 5 and 6 (canceled)

7. (currently amended) The method of claim 1 wherein said engaging at least a portion of said panel with at least a portion of said wall comprises engaging said at least a portion of said panel with at least a portion of said wall within said hole opening.

8. (currently amended) A container comprising:

a body portion having at least one wall;

a dispensing opening;

a lid movably attached to said body portion;

wherein said container includes a first condition before said container has initially been opened, a second open condition in which product can be dispensed from said container through said dispensing opening and a third re-closed condition;

wherein, in said first condition, a panel is attached to both said at least one wall of said body portion and said lid;

wherein in said second condition, said panel remains attached to said lid but has been removed from said at least one wall member, thus leaving a hole in said at least one wall;

S.N. 09/972,575  
Art Unit 3727  
Atty Dkt PP5.78(a)CVL

wherein, in said third condition, at least a portion of said panel is releasably engaged with at least a portion of said wall;  
a sheet of material covering said hole while said container is in said second open condition;  
wherein, said panel includes a stationary portion and a hinge portion separated from said stationary portion by a score line;  
wherein, said stationary portion is attached to said lid; and  
wherein said at least a portion of said panel comprises said hinge portion.

9. (original) The container of claim 8 wherein said lid is a flip top lid.

10. (canceled)

11. (previously presented) The container of claim 8 wherein said sheet of material is a sheet of fluid impervious material.

Claims 12 and 13 (canceled)

14. (previously presented) A method of opening and closing a container, said method comprising:

providing said container comprising:

a body portion having at least a first wall and a second wall, said first wall being transverse to said second wall;  
a lid movably attached to said first wall;  
a hinge portion formed in said second wall, said hinge portion being movably attached to said lid;

S.N. 09/972,575  
Art Unit 3727  
Atty Dkt PP5.78(a)CVL

moving said lid to an open position by applying an opening force thereto, wherein said opening force causes said hinge portion to separate from said second wall, thereby forming a hole in said second wall;

moving said lid to a closed position by applying a closing force thereto;  
and

releasably retaining said lid in said closed position by engaging at least a portion of said hinge portion with at least a portion of said second wall.

15. (original) The method of claim 14 wherein said lid is a flip top lid.

16. (previously presented) The method of claim 14 wherein said hinge portion is movably attached to a stationary portion via a score line and wherein said stationary portion is attached to said lid.

17. (previously presented) A container capable of moving between an open condition and a closed condition, said container comprising:

a body portion having at least a first wall and a second wall, said first wall being transverse to said second wall;

a lid movably attached to said first wall;

a hinge portion formed in said second wall, said hinge portion being movably attached to said lid;

wherein in said open condition, said hinge portion remains movably attached to said lid but has been removed from said second wall, thus leaving a hole in said second wall;

wherein, in said closed condition, at least a portion of said hinge portion is engaged with at least a portion of said second wall; and

wherein said hinge portion is movably attached to a stationary portion via a score line and wherein said stationary portion is attached to said lid.

S.N: 09/972,575  
Art Unit 3727  
Atty Dkt PP5.78(a)CVL

18. (original) The container of claim 17 wherein said lid is a flip top lid.

Claims 19 - 27 (canceled)

28. (previously presented) A container capable of moving between a closed condition and an open condition, said container comprising:

- a first wall;

- a second wall parallel to said first wall and spaced a first distance from said first wall;

- a third wall transverse to said first and second walls, said third wall extending between said first and second walls such that said third wall has a width equal to said first distance;

- a fourth wall transverse to both said first and second walls and to said third wall, said fourth wall extending between said first and second walls such that said fourth wall has a width equal to said first distance;

- a lid movably attached to said third wall;

- said lid having a width equal to said first distance;

- a panel formed in said fourth wall, said panel being movably attached to said lid;

- wherein in said open condition, said panel remains movably attached to said lid but has been removed from said fourth wall;

- wherein, in said closed condition, at least a portion of said panel is engaged with at least a portion of said fourth wall.

29. (previously presented) The container of claim 28 wherein, in said open condition, a hole is formed in said fourth wall due to said panel having

S.N. 09/972,575  
Art Unit 3727  
Atty Dkt PP5.78(a)CVL

been removed from said fourth wall.

30. (previously presented) The container of claim 28 wherein:  
said panel comprises a movable portion movably connected to a  
stationary portion by a hinge line; and  
wherein said stationary portion is attached to said lid.

31. (previously presented) A method comprising:  
providing a container comprising:

- a first wall;

- a second wall parallel to said first wall and spaced a first  
distance from said first wall;

- a third wall transverse to said first and second walls, said third  
wall extending between said first and second walls such that said third  
wall has a width equal to said first distance;

- a fourth wall transverse to both said first and second walls and  
to said third wall, said fourth wall extending between said first and  
second walls such that said fourth wall has a width equal to said first  
distance;

- a lid movably attached to said third wall;

- said lid having a width equal to said first distance;

- a panel formed in said fourth wall, said panel being movably  
attached to said lid;

- moving said lid to an open condition by applying an opening force  
thereto, wherein said opening force causes said panel to separate from said  
fourth wall;

- moving said lid to a closed condition by applying a closing force  
thereto, wherein said closing force causes at least a portion of said panel to  
engage with at least a portion of said fourth wall.

S.N. 09/872,575  
Art Unit 3727  
Atty/Dkt PP5.78(a)CVL

32. (previously presented) The method of claim 31 wherein said moving said lid to said open condition causes a hole to be formed in said fourth wall due to said panel separating from said fourth wall.

33. (previously presented) The method of claim 31 wherein:  
said panel comprises a movable portion movably connected to a stationary portion by a hinge line; and  
said stationary portion is attached to said lid.